IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE P.R.RAMAN
&
THE HONOURABLE MR. JUSTICE V.K.MOHANAN

THURSDAY, THE 13TH DECEMBER 2007 / 22ND AGRAHAYANA 1929

WP(Crl.).No. 284 OF 2007(S)

PETITIONER:

VINOD KUMAR.A, AGED 25 YEARS,
S/O ANANDAN, KAVUMPURATHU HOUSE,
INCHAKKADU, KAKKAKUNNU P.O., KOLLAM.

BY ADV. SRI.M.R.SUDHEENDRAN

RESPONDENTS:

1. REGHUNATHAN PILLAI,
R.V.BHAVANAM, KUZHIYAM,
CHEMMAKADU P.O., KOLLAM.

2. VASANTHA, W/O REGHUNATHAN PILLAI,
R.V.BHAVANAM,KUZHIYAM,
CHEMMAKADU P.O., KOLLAM.

3. THE SUPERINTENDENT OF POLICE,
KOLLAM.

4. SUB INSPECTOR OF POLICE,
ANCHALUMOOD POLICE STATION,
KOLLAM.

GOVT. PLEADER SRI. C.M. KAMMAPPU

THIS WRIT PETITION (CRIMINAL) HAVING BEEN FINALLY HEARD ON 13/12/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

WP(CRL.) 284/2007

APPENDIX

PETITIONER'S EXHIBITS:

EXT.P1 TRUE COPY OF MARRIAGE CERTIFICATE DATED 20.3.2007.

EXT.P2 TRUE COPY OF THE MARRIAGE CERTIFICATE DATED 20.3.2007.

EXT.P3 TRUE COPY OF THE PHOTOGRAPHS OF THE MARRIAGE.

RESPONDENTS' EXHIBITS:

NIL.

// TRUE COPY //

P.S. TO JUDGE.

KNC/-

P.R. RAMAN & V. K. MOHANAN, JJ.

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W.P.(CRL) NO. 284 of 2007

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DATED THIS, THE 13TH DAY OF DECEMBER, 2007.

J U D G M E N T

Raman, J.

Petitioner alleges that his wife Rakhi, is under the illegal custody of Respondents 1 and 2, her parents. According to the petitioner, he married her as per the Hindu rites and ceremonies on 20.3.2007.

2. Pursuant to the notice issued, Rakhi appeared before us. We interacted with her. She told us that she is aged 23 years and she has studied up to B.Sc. B.Ed. Petitioner is stated to be her teacher in B.Ed Course. She has further stated that she is not under the illegal custody of her parents and she is residing with them on her own accord.

3. In such circumstances, no further orders are required to be passed in this writ petition as the only issue for consideration is as to whether the alleged detenue Rakhi is under illegal custody of Respondents 1 and 2. In view of the assertion made before us we find that she is not under the illegal custody of her parents as alleged in the writ petition.

This judgment will not, however, prejudice the right of the parties to vindicate other grievances, if any, before any other forum as they may be entitled under law.

P.R. RAMAN,
(JUDGE)

V. K. MOHANAN,
(JUDGE)

knc/-